

**COMMONWEALTH OF MASSACHUSETTS**

**TOWN OF BELLINGHAM**

**WARRANT FOR FALL TOWN MEETING**

**Norfolk, ss:**

**To either of the Constables of the Town of Bellingham, in the County of Norfolk;**

**GREETINGS:**

**In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections and in Town affairs to meet at the**

**HIGH SCHOOL AUDITORIUM**

**Located at 60 Blackstone Street in said Bellingham, on Wednesday, the seventeenth day of November 2021, at 7:30 p.m., then and there to act on the following articles:**

**ARTICLE 1. AMEND ANNUAL TOWN MEETING ARTICLE 1 – OPERATING EXPENSES AND SALARIES**

**To see if the Town will vote to amend the vote taken under Article 1 of the May 2021 Annual Town Meeting establishing the FY2022 Town operating budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into items within said Article 1; or act or do anything in relation thereto.**

**(By: Board of Selectmen)**

**ARTICLE 2. AMEND ANNUAL TOWN MEETING ARTICLE 2 – TRASH ENTERPRISE**

**To see if the Town will vote to amend the vote taken under Article 2 of the May 2021 Annual Town Meeting establishing the FY2022 Trash Enterprise Fund budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 2; or act or do anything in relation thereto.**

**(By: Board of Selectmen)**

**ARTICLE 3. AMEND ANNUAL TOWN MEETING ARTICLE 3 – WATER ENTERPRISE**

To see if the Town will vote to amend the vote taken under Article 3 of the May 2021 Annual Town Meeting establishing the FY2022 Water Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 3; or act or do anything in relation thereto.

(By: Board of Selectmen)

**ARTICLE 4. AMEND ANNUAL TOWN MEETING ARTICLE 4 – SEWER ENTERPRISE**

To see if the Town will vote to amend the vote taken under Article 4 of the May 2021 Annual Town Meeting establishing the FY2022 Sewer Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 4; or act or do anything in relation thereto.

(By: Board of Selectmen)

**ARTICLE 5. AMEND ANNUAL TOWN MEETING ARTICLE 5 – STORMWATER ENTERPRISE**

To see if the Town will vote to amend the vote taken under Article 5 of the May 2021 Annual Town Meeting establishing the FY2022 Stormwater Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 5; or act or do anything in relation thereto.

(By: Board of Selectmen)

**ARTICLE 6. CAPITAL OUTLAY – (Expenditures \$50,000 & Over)**

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase, construction, reconstruction and/or engineering costs associated with various capital outlay items or improvements proposed by Town Departments, Boards or Committees, and, as may be appropriate, to authorize the Board of Selectmen to enter into lease/purchase agreements of up to or exceeding three years; or act or do anything in relation thereto.

(By: Board of Selectmen)

## **ARTICLE 7. NON-CAPITAL OUTLAY – (Expenditures of Less Than \$50,000)**

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase of various non-capital outlay items or improvements proposed by Town Departments, Boards or Committees, and, as may be appropriate, to authorize the Board of Selectmen to enter into lease/purchase agreements of up to or exceeding three years; or act or do anything in relation thereto.

(By: Board of Selectmen)

## **ARTICLE 8. ZONING BYLAW RELATIVE TO SHORT-TERM LEASING**

To see if the Town will vote to add a zoning bylaw providing that no property, zoned residential, suburban or agricultural, shall be short-term leased or rented for a period of less than thirty (30) days unless specifically authorized by the Zoning Board of Appeals through special use or variance, with associated due process, applicable board reviews and permitting, and, notwithstanding any “grandfathering” clauses. In comport with Massachusetts General Law any short-term lessor may be required to register with the Massachusetts Department of Revenue, and to comply with the reporting and collection of all state and local taxes relative to short-term lodging.

(Petitioner: Lawrence J. Sposato, Jr.  
337 Lakeshore Drive  
Bellingham, MA 02019)

## **ARTICLE 9. AMENDMENT TO WATER RESOURCE DISTRICT**

To see if the Town will vote to amend the Water Resource District overlay map in the Zoning Bylaw, Section 240-135 to correct an inaccuracy and assure that the Water Resource District map matches the DEP Wellhead Protection Zone II for drinking water well 2025000-12G; the proposed revised map, entitled “Town of Bellingham Water District Map” dated April 2021 and is shown on the 2011 MassDEP Plan. Said plan has been on file with the Town Clerk’s Office fourteen days prior to the Town Meeting; or act or do anything in relation thereto.

(By: DPW Director)

## **ARTICLE 10. MAPLE STREET ZONING CHANGE**

To see if the Town will vote to amend its Zoning Bylaw and Zoning Map by changing the zoning district of the following addresses from Industrial District to Suburban District:

240 Maple Street Parcel 37 Lot 4;  
236 Maple Street Parcel 37 Lot 5;  
244 Maple Street Parcel 37 Lot 4-3;  
Parcel 37 Lot 4-4;  
260 Maple Street Parcel 37 Lot 4-1;  
306 Maple Street Parcel 37 Lot 6A, 6B, and 4-3C;  
Parcel 47 Lot 3;

all as set forth in a document entitled, "Zoning Bylaw and Map Changes – Article 10-2021 Fall Town Meeting" on file with the Town Clerk; or act or do anything in relation thereto.

(By: Planning Board)

## **ARTICLE 11. WILLIAM WAY SOLAR TAX AGREEMENT**

To see if the Town will vote to authorize the Board of Selectmen to negotiate and enter into a tax agreement for payments-in-lieu-of-taxes ("PILOT") pursuant to M.G.L. Ch.59, § 5 (Clause Forty-Fifth), and any other enabling authority, between the Town and Kearsarge Energy, its successors and assigns for a term of up to 20 years commencing in FY 2023, and upon such other terms and conditions as the Board shall deem in the best interest of the Town, for both real property and/or personal property associated with construction and operation of a solar renewable energy generation facility to be owned and operated by Kearsarge Energy, its affiliate or assignee, on an approximately 50 acre parcel of municipality owned land located on Assessor's Map 58 Parcel 1 and Map 53 Parcel 3, upon which such facility is to be constructed and operated; and, further, to authorize the Board of Selectmen to take all actions necessary to implement such agreement; or act or do anything in relation thereto.

(By: Board of Selectmen)

## **ARTICLE 12. RESCISSION OF UNISSUED BORROWING AUTHORITY**

To see if the Town will vote to rescind unissued borrowing authorizations for the projects set forth, and for the amounts listed, in the chart below, which borrowing authorizations are no longer needed for the purposes for which they were initially approved; or act or do anything in relation thereto.

<b>Date of Approval</b>	<b>Original Purpose</b>	<b>Unissued Amount</b>
5/27/2015	South Elementary Roof Replacement	\$335,084

5/27/2015 & 5/25/2016	Pine Grove Sewer Pump	\$35,000
		\$370,084

(By: Chief Financial Officer)

### ARTICLE 13. AMEND GENERAL BY-LAWS CHAPTER 71-6 REVOLVING FUNDS

To see if the Town will vote, pursuant to Chapter 44, Section 53E½, of the General Laws, to amend the General Bylaws, Chapter 71-6, by revising the rows for the Board of Health Revolving Funds appearing therein to clarify the fees to be credited to and the purposes for said revolving funds, all as set forth below, including establishing a new expenditure limit of \$50,000 for each such fund; and, further, to confirm that all monies in these respective funds as of the effective date this bylaw amendment shall remain in such funds, available for expenditure by the Board of Health for the stated purposes of, and in a manner consistent with, the revised bylaw; and, further, that all such expenditure limits shall apply from fiscal year to fiscal year unless amended by vote of Town Meeting prior to July 1 in any year; or act or do anything in relation thereto.

Fund	Revenue Source	Authority to Spend	Use of Funds	Spending Limit	Fiscal Years
<u>Food Inspections</u>	<u>Inspectional fees and fines</u>	Board of Health	<u>Expenses in support of the Board of Health food inspections program including supplies, materials, equipment, and compensation to employees or contractors</u>	<u>\$50,000</u>	FY2022 and subsequent years
<u>Tobacco Compliance</u>	<u>Inspectional fees and fines</u>	Board of Health	<u>Expenses in support of the tobacco inspections and compliance program including supplies, materials, equipment, and compensation to employees or contractors</u>	<u>\$50,000</u>	FY2022 and subsequent years

(By: Board of Selectmen)

### ARTICLE 14. ROADWAY IMPROVEMENTS

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the

issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the engineering and construction of various roadway repairs throughout the Town; or act or do anything in relation thereto.

(By: Board of Selectmen)

#### **ARTICLE 15. PURCHASE OF LAND**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum of money for the purpose of acquiring a parcel of land located at 215 Depot Street, containing 3.02 acres, more or less, shown as "Lot 2" on a plan recorded with the Norfolk Registry of Deeds in Plan Book 454, Page 129, and described in deeds recorded in Book 12287, Page 287 and Book 14505, Page 397, and construction and rehabilitation costs related or incidental thereto, and to authorize the Board of Selectmen to acquire said land by gift, purchase, and/or eminent domain, for general municipal purposes, on such terms and conditions as the Board of Selectmen deems appropriate, and to enter into all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes; or act or do anything in relation thereto.

(By: Board of Selectmen)

#### **ARTICLE 16. TRANSFER TO STABILIZATION FUND**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Stabilization Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

#### **ARTICLE 17. TRANSFER TO GROUP HEALTH INSURANCE TRUST FUND**

To see if the Town will vote to transfer a sum of money from Free Cash to the Group Health Insurance Trust Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

#### **ARTICLE 18. TRANSFER TO COMPENSATED ABSENCES FUND**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Compensated Absences Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

## ARTICLE 19. UNPAID BILLS


To see if the Town will vote to raise, appropriate or transfer a sum of money for the payment of certain unpaid bills of a prior fiscal year; or act or do anything in relation thereto.

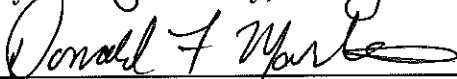
(By: Board of Selectmen)


And you are directed to serve this Warrant, by posting attested copies thereof at Town Hall and in other municipal buildings throughout Town forty-five days, at least, before the time and place of meeting as aforesaid.

Hereof, fail not and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid.

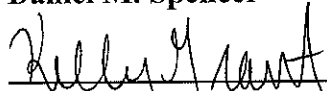
Given under our hands this 30<sup>th</sup> day of September in the year of Our Lord, Two Thousand Twenty One.

  
Cynthia L. McNulty, Chairwoman

  
Donald F. Martinis, Vice Chairman

  
Michael J. Connor

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Daniel M. Spencer

  
Kelly H. Grant


BOARD OF SELECTMEN

## RETURN OF THE WARRANT

Norfolk, ss:

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Bellingham by posting attested copies of the same at Town Hall and in other municipal buildings throughout Town, in accordance with Town By-laws.

10/1/2021  
Date

  
Constable of Bellingham